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Counsel to the Liquidating Trustee

## IN THE UNITED STATES BANKRUPTCY COURT FOR THE EASTERN DISTRICT OF VIRGINIA RICHMOND DIVISION

	X	
In re:	:	Chapter 11
CIRCUIT CITY STORES, INC., et al.,	:	Case No. 08-35653 (KRH)
Debtors.	:	Jointly Administered
	Y	<i>y</i>

## SIXTH ORDER REGARDING LIQUIDATING TRUST'S FOURTH OMNIBUS OBJECTION TO LANDLORD CLAIMS (REDUCTION OF CERTAIN PARTIALLY INVALID CLAIMS AND DISALLOWANCE OF CERTAIN INVALID CLAIMS)

THIS MATTER having come before the Court<sup>1</sup> on the Liquidating Trust's Fourth
Omnibus Objection to Landlord Claims (Reduction of Certain Partially Invalid Claims and

<sup>1</sup> Capitalized terms not otherwise defined herein shall have the meanings ascribed to them in the Objection.

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Disallowance of Certain Invalid Claims) (the "Objection"), which requested, among other things,

that the claims specifically identified on Exhibits C and D attached to the Objection be reduced

or disallowed for those reasons set forth in the Objection; and it appearing that due and proper

notice and service of the Objection as set forth therein was good and sufficient and that no other

further notice or service of the Objection need be given; and it appearing that the relief requested

on the Objection is in the best interest of the Liquidating Trust, the Debtors' estates and creditors

and other parties-in-interest; and after due deliberation thereon good and sufficient cause exists

for the granting of the relief as set forth herein,

IT IS HEREBY ORDERED ADJUDGED AND DECREED THAT:

1. The Court will conduct a status conference on May 10, 2012 at 2:00 p.m.

for all Claims identified on Exhibit A attached hereto.

2. The Liquidating Trust's rights to object to any claim including (without

limitation) the Claims subject to the Objection, on any grounds that applicable law permits, are

not waived and are expressly reserved.

3. The Liquidating Trust shall serve a copy of this Order on the claimants

included on the exhibits to this Order on or before five (5) business days from the entry of this

Order.

4. This Court shall retain jurisdiction to hear and determine all matters

arising from or relating to this Order.

Dated: Richmond, Virginia

\_\_\_\_\_\_, 2012

HONORABLE KEVIN R. HUENNEKENS UNITED STATES BANKRUPTCY JUDGE

2

WE	ASK	FOR	THIS:

TAVENNER & BERAN, PLC

## \_/s/ Paula S. Beran \_

Lynn L. Tavenner (VA Bar No. 30083) Paula S. Beran (VA Bar No. 34679) 20 North Eighth Street, 2<sup>nd</sup> Floor Richmond, Virginia 23219 (804) 783-8300

- and -

PACHULSKI STANG ZIEHL & JONES LLP Jeffrey N. Pomerantz, Esq. Andrew W. Caine, Esq. 10100 Santa Monica Boulevard Los Angeles, California 90067-4100 (310) 277-6910

- and -

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Counsel to the Circuit City Stores, Inc. Liquidating Trust

## **CERTIFICATION OF ENDORSEMENT UNDER LOCAL RULE 9022-1(C)**

Pursuant to Local Bankruptcy Rule 9022-1(C), I hereby certify that the foregoing proposed order has been endorsed by or served upon all necessary parties.

/s/ Paula S. Beran
Paula S. Beran

In re Circuit City Stores, et al. Case No. 08-35653 (KRH)

Exhibit A to Sixth Order Regarding Liquidating Trust's Fourth Omnibus Objection to Landlord Claims Alphaebtical Listing of Claims for Which Status Conference Will Take Place on May 10, 2012 at 2:00 p.m.

Claim Holder	Claim	Exhibit
13630 Victory Boulevard LLC Attn: Gail B. Price SBN 185968 Bronwen Price		Exhibit C
2600 Mission St. Ste 206 San Marino, CA 91108	13691	Reduction of Certain Partially Invalid Claims
Abercorn Common LLP c/o Catherine Harrison King Miller & Martin PLLC 1170 Peachtree St. NE, Ste. 800 Atlanta, GA 30309-7706	12682	Exhibit C Reduction of Certain Partially Invalid Claims
AMHERST VF LLC ATTN MEI CHENG C/O VORNADO REALTY TRUST 210 RTE 4 E PARAMUS, NJ 07652	12697	Exhibit C Reduction of Certain Partially Invalid Claims
Amherst VF LLCVornado Realty Trust 210 Rte 4 E Paramus, NJ 07652	13910	Exhibit C Reduction of Certain Partially Invalid Claims
Bank of America National Association as Successor by Merger to LaSalle Bank National Association as Trustee for the Registered Holders of the Morgan Stanley Capital Inc Commercial Mortgage Pass Through Certificates Series 1997 C1 c/o Capmark Finance Inc Joseph Orsatti 116 Welsh Road Horsham, PA 19044	12152	Exhibit C Reduction of Certain Partially Invalid Claims
Basser Kaufman 312 LLC Attn James S Carr EsqRobert L LeHane Esq Kelley Drye & Warren LLP 101 Park AveNew York, NY 1078		Exhibit C Reduction of Certain Partially Invalid Claims
Cardinal Capital Partners Inc. & 680 S. Lemon Ave. Co. LLC c/o Niclas A. Ferland Esq. LeClairRyan A Professional Corporation 555 Long Wharf Dr. 8th Fl. New Haven. CT 06511	12169	Exhibit C Reduction of Certain Partially Invalid Claims

Claim Holder	Claim	Exhibit
CC Hamburg NY Partners LLC		
Mark B Conlan Esq		F 131. G
Gibbons PC	12010	Exhibit C
1 Gateway Ctr	12818	Reduction of Certain Partially
Newark, NJ 07102-5310		Invalid Claims
, ,		
CC-Investors Trust 1995-1		
Attn: Arina Meeuwsen		Exhibit C
5500 Interstate N. Parkway	12712	Reduction of Certain Partially
Suite 600		Invalid Claims
Atlanta, Georgia 30328		
CC-Investors Trust 1995-1		
Attn: Arina Meeuwsen		Exhibit C
5500 Interstate N. Parkway	13882	Reduction of Certain Partially
Suite 600		Invalid Claims
Atlanta, Georgia 30328		
Centro Properties Group ta Bakersfield		
Commons		
Bakersfield CA		Exhibit C
c/o David L. Pollack Esq.	12555	Reduction of Certain Partially
Ballard Spahr Andrews & Ingersoll		Invalid Claims
LLP		
1735 Market St. 51st Fl.		
Philadelphia. PA 19103		
Centro Properties Group ta Commons		
at Chancellor Charlotte NC		Exhibit C
c o David L PollackBallard Spahr	8094	Reduction of Certain Partially
Andrews & Ingersoll LLP		Invalid Claims
1735 Market St 51st Fl		
Philadelphia, PA 19103		
Centro Properties Group ta Esplande		
Shopping Center Oxnard CA		
c/o David L. Pollack		Exhibit C25C
Ballard Spahr Andrews & Ingersoll	12634	Reduction of Certain Partially
LLP		Invalid Claims
1735 Market St. 51st Fl.		
Philadelphia. PA 19103		
Centro Properties Group ta Esplande		
Shopping Center Oxnard CA		
c/o David L. Pollack		Exhibit C
Ballard Spahr Andrews & Ingersoll	12639	Reduction of Certain Partially
LLP		Invalid Claims
1735 Market St. 51st Fl.		
Philadelphia, PA 19103		

Claim Holder	Claim	Exhibit
Centro Properties Group ta Innes	Ciallii	LAMIUIL
Market Salisbury NC c/o David L Pollack Ballard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103	12581	Exhibit C Reduction of Certain Partially Invalid Claims
Centro Properties Group ta Innes Market Salisbury NC c/o David L Pollack Ballard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103	12582	Exhibit C Reduction of Certain Partially Invalid Claims
Centro Properties Group ta Montebello Plaza Montebello CA c/o David L. Pollack Ballard Spahr Andrews & Ingersoll LLP 1735 Market St. 51st Fl. Philadelphia. PA 19103	12638	Exhibit C Reduction of Certain Partially Invalid Claims
Centro Properties Group ta Montebello Plaza Montebello, CA c/o David L. Pollack Esq. Ballard Spahr Andrews & Ingersoll LLP 1735 Market St. 51st Fl. Philadelphia. PA 19103	12754	Exhibit C Reduction of Certain Partially Invalid Claims
Centro Properties Group ta Venture Point Duluth GA c/o David L Pollack EsqBallard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103	8089	Exhibit C Reduction of Certain Partially Invalid Claims
Centro Properties Group ta Venture Point Duluth GA c/o David L PollackBallard Spahr Andrews & Ingersoll LLP 1735 Market St 51st Fl Philadelphia, PA 19103	8490	Exhibit C Reduction of Certain Partially Invalid Claims

Claim Holder	Claim	Exhibit
CMAT 1999 C2 Bustleton Avenue	Claim	Exhibit
Limited Partnership		Exhibit C
c/o Mindy A. Mora	12079	Reduction of Certain Partially
Bilzin Sumberg Baena Price & Axelrod	12078	· · · · · · · · · · · · · · · · · · ·
LLP		Invalid Claims
200 S. Biscayne Blvd., Ste. 2500		
Miami. FL 33131		
Compton Commercial Redevelopment		
Company Store		Exhibit C
No. 422	1/251	
c/o Katten Muchin Rosenman LLP	14331	Reduction of Certain Partially Invalid Claims
Thomas J. Leanse Esq.		invand Claims
2029 Century Park East 26th Fl.		
Giant Eagle Inc		
c/o Darlene M Nowak Esq		Exhibit C
Marcus & Shapira LLP	13017	Reduction of Certain Partially
35th Fl 1 Oxford Ctr		Invalid Claims
Pittsburgh, PA 15219		
Giant Eagle Inc		
Darlene M Nowak Esq		Exhibit C
Marcus & Shapira LLP	14010	Zimien e
One Oxford Ctr 35th Fl	14019	Reduction of Certain Partially
301 Grant St		Invalid Claims
Pittsburgh, PA 15219		
GREECE RIDGE LLC		
c o THOMAS W DANIELS		Exhibit C
ESQWILMORITE MANAGEMENT	12764	Reduction of Certain Partially
GROUP LLC	12704	Invalid Claims
1265 SCOTTSVILLE		invana Ciamis
RDROCHESTER, NY 14624		
Iannucci Development Corporation		Exhibit C
37 Hermitage LN	12327	Reduction of Certain Partially
Haven, CT 06473		Invalid Claims
Inland American Chesapeake		
Crossroads LLC		
c/o Bert Bittourna, Esq.		Exhibit C
Inland American Retail Management	12720	Reduction of Certain Partially
LLC	12/20	Invalid Claims
Inland Real Estate Group		mvana Ciamis
2901 Butterfield Rd., 3rd Fl.		
Oak Brook, IL 60523		
Inland American Oklahoma City Penn		
LLC		
Attn: Karen C. Bifferato and Kelly M.		Exhibit C
Conlan	12092	Reduction of Certain Partially
The Nemours Bldg.	12072	Invalid Claims
1007 N. Orange St.		invalid Cidillis
PO Box 2207		
Wilmington, DE 19807		

Claim Holder	Claim	Exhibit
Inland American Retail Management	Claim	EXMIDIT
LLC Attn: Karen C. Bifferato and Kelly M.		7.17.0
Conlan		Exhibit C
The Nemours Bldg.	14955	Reduction of Certain Partially
1007 N. Orange St.		Invalid Claims
PO Box 2207		
Wilmington, DE 19807		
Inland Southwest Management LLC		
Attn: Karen C. Bifferato and Kelly M.		
Conlan		Exhibit C
Connolly Bove Ldge & Hutz., LLP	14036	Reduction of Certain Partially
The Nemours Bldg.	14930	Invalid Claims
1007 N. Orange St.		invana Cianns
PO Box 2207		
Wilmington, DE 19807		
Inland Western Austin Southpark		
Meadows II LP		Exhibit C
Inland Real Estate Group	12830	Reduction of Certain Partially
Inland Southwest Management LLC		Invalid Claims
2901 Butterfield Rd., 3rd Fl.		
Oak Brook, IL 60523 Inland Western Avondale McDowell		
LLC		Exhibit C
Inland Real Estate Group	9725	Reduction of Certain Partially
Inland Southwest Management LLC	<i>&gt;,</i> <b>=</b> 0	Invalid Claims
2901 Butterfield Rd., 3rd Fl.		myuna Ciamis
Oak Brook, IL 60523		
Inland Western Cedar Hill Pleasant		
Run Limited Partnership		Exhibit C
c/o Bert Bittourna, Esq.	12644	Reduction of Certain Partially
Inland Real Estate Group	12044	Invalid Claims
Inland Southwest Management LLC		mvand Claims
2901 Butterfield Rd., 3rd Fl. Oak Brook, IL 60523		
Inland Western College Station		
Gateway LP		
c/o Bert Bittourna, Esq.		Exhibit C
Inland Real Estate Group	12082	Reduction of Certain Partially
Inland Southwest Management LLC		Invalid Claims
2901 Butterfield Rd., 3rd Fl.		
Oak Brook, IL 60523		
Inland Western Houma Magnolia LLC		
Inland Real Estate Group		Exhibit C
Inland Southwest Management LLC	12642	Reduction of Certain Partially
2901 Butterfield Rd., 3rd Fl.	12043	Invalid Claims
Oak Brook, IL 60523		mvana Ciamis
Oak Blook, IL 00323		

Claim Holder	Claim	Exhibit
Inland Western Lake Worth Towne		
Crossing LP Inland Real Estate Group Inland Southwest Management LLC 2901 Butterfield Rd., 3rd Fl. Oak Brook, IL 60523	12829	Exhibit C Reduction of Certain Partially Invalid Claims
Inland Western San Antonio HQ LP Inland Real Estate Group Inland Southwest Management LLC 2901 Butterfield Rd., 3rd Fl. Oak Brook, IL 60523	12646	Exhibit C Reduction of Certain Partially Invalid Claims
Inland Western Southlake Corners LP Inland Real Estate Group Inland Southwest Management LLC 2901 Butterfield Rd., 3rd Fl. Oak Brook, IL 60523	12828	Exhibit C Reduction of Certain Partially Invalid Claims
Inland Western Sugar Land Colony LP Inland Real Estate Group Inland Southwest Management LLC 2901 Butterfield Rd., 3rd Fl. Oak Brook, IL 60523	12831	Exhibit C Reduction of Certain Partially Invalid Claims
KIR Piers LP Attn Neil E Herman Esq c o Morgan Lewis & Bockius LLP 101 Park Ave New York, NY 10178	11951	Exhibit C Reduction of Certain Partially Invalid Claims
MB Keene Monadnock LLC c/o Bert Bittoluma, Esq. Inland Real Estate Group 2901 Butterfield Rd. 3rd Flr Oak Brook, IL 60523	12744	Exhibit C Reduction of Certain Partially Invalid Claims
Midland Loan Services Inc c o Katharine BattaiaThompson and Knight LLP 1722 Routh St Ste 1500 Dallas, TX 75201	8362	Exhibit C Reduction of Certain Partially Invalid Claims
Pratt Center LLC Valley Corners Shopping Center LLC Amy Pritchard Williams, Esq. K&L Gates LLP Hearst Tower, 47th Fl. 214 N Tyron St. Charlotte, NC 28202	12524	Exhibit C Reduction of Certain Partially Invalid Claims

Claim Holder	Claim	Exhibit
Pratt Center LLC	Ciuiii	Limitot
Valley Corners Shopping Center LLC Amy Pritchard Williams, Esq. K&L Gates LLP	14358	Exhibit C Reduction of Certain Partially
Hearst Tower, 47th Fl. 214 N Tyron St. Charlotte. NC 28202		Invalid Claims
Regency Centers LP Attn: James S. Carr Esq. & Robert L. LeHane Esq Kelley Drye & Warren LLP 101 Park Ave. New York, NY 10178	12794	Exhibit C Reduction of Certain Partially Invalid Claims
Regency Centers LP Attn: Randy Shoemaker 1 Independent Dr. Ste. 114 Jacksonville, FL 32202-5019	14791	Exhibit C Reduction of Certain Partially Invalid Claims
Riverside Towne Center No. 1 Watt Store No. 426 Thomas J. Leanse Esq. c/o Katten Muchin Rosenman LLP 2029 Century Park East 26th Fl. Los Angeles. CA 90067	9511	Exhibit C Reduction of Certain Partially Invalid Claims
Sangertown Square LLC Attn Kevin M Newman Esq Menter Rudin & Trivelpiece PC308 Maltbie St Ste 200 Syracuse, NY 13204-1498	12212	Exhibit C Reduction of Certain Partially Invalid Claims
THF Harrisonburg Crossing LLC 2127 Innerbelt Business Center Dr Ste 200 St Louis, MO 63114	12398	Exhibit C Reduction of Certain Partially Invalid Claims
Thoroughbred Village Augustus C Epps Jr EsqChristian & Barton LLP 909 E Main St Ste 1200 Richmond, VA 23219	13911	Exhibit C Reduction of Certain Partially Invalid Claims
Valley Corners Shopping Center LLC Amy Pritchard Williams, Esq. K&L Gates LLP Hearst Tower, 47th Fl. 214 N Tyron St. Charlotte, NC 28202	12526	Exhibit C Reduction of Certain Partially Invalid Claims
WEC 99A 2 LLC c o Katharine BattaiaThompson and Knight LLP 1722 Routh St Ste 1500 Dallas, TX 75201	14057	Exhibit C Reduction of Certain Partially Invalid Claims

Claim Holder	Claim	Exhibit
WRI Overton Plaza LP Attn: James Ss Carr & Robert Ls LeHane Kelley Drye & Warren LLP 101 Park Ave. New York, NY 10178	13985	Exhibit C Reduction of Certain Partially Invalid Claims
WRI Overton Plaza LP Attn: Jenny J. Hyun, Esq. c/o Weingarten Realty Investors 2600 Citadel Plz. Dr., Ste. 125 Houston, TX 77008	12737	Exhibit C Reduction of Certain Partially Invalid Claims
WTM Glimcher LLC Sharisse Cumberbarch Esq. Glimcher Properties Limited Partnership 180 E. Broad St. 21st Fl. Columbus, OH 43215	9902	Exhibit C Reduction of Certain Partially Invalid Claims
WTM Glimmcher LLC Sharisse Cumberbatch Esq. Glimcher Properties Limited Partnership 180 E. Broad St. 21st Fl. Columbus, OH 43215	9966	Exhibit C Reduction of Certain Partially Invalid Claims